



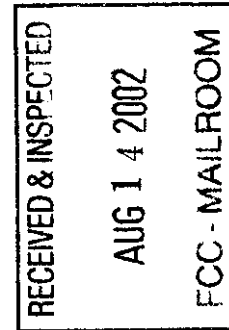
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C4 C203
Imaging Center

Federal Communications Commission
Washington, D.C. 20554

August 7, 2002

Ray N. Yumul
P.O. Box 504447
Saipan, MP 96950



Dear Mr. Yumul:

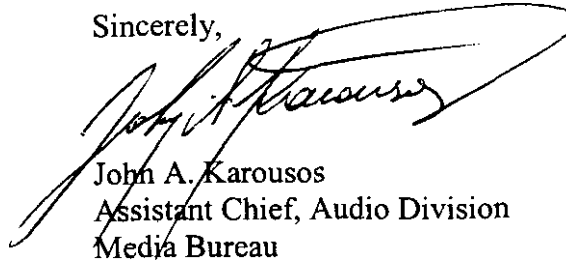
This is in response to the petition for rule making you submitted on June 28, 2002, requesting the allotment of Channel 222 (92.3 MHz) to Saipan, Northern Mariana Islands.

In order to provide the opportunity for a new FM broadcast allotment at a specific community, a petition to institute a rule making proceeding to amend the FM Table of Allotments, Section 73.202(b) of the Commission's Rules must be filed. While there **are** no specified forms for filing a petition for rule making, the Commission does require that the petition for a new FM channel allotment contain the following specific information: (1) name of the petitioner; (2) channel number and class of channel requested; (3) community of interest; (4) reason for the requested amendment as specified in Section 1.401 of the Commission's Rules; and (5) a statement of the petitioner's intent to apply for the channel, if allotted. Additionally, the petition must include a technical showing to demonstrate that the proposed amendment will comply with the minimum distance separation requirements of Section 73.207 of the Commission's Rules. All foreign and domestic allotments must also be considered in the showing. Your petition did not contain a class of channel, a reason for the requested amendment, or a technical showing.

Furthermore, Section 1.52 of the Commission's Rules requires that the original of any document filed with the Commission by a party not represented by counsel, be signed and verified by the party and his/her address stated. Although your request was signed and **an** address provided, you did not include an affidavit verifying that the statements contained in your request are accurate to the best of your knowledge and belief. In the absence of such verification, the petition may be dismissed. Section 1.401(b) of the Commission's Rules concerning rule making proceedings places petitioner on notice that their proposal must conform to the requirements of Section 1.52 regarding subscription and verification. See also Amendment of Sections 1.420 and 73.3584 of the Commission's Rules Concerning Abuses of the Commission's Processes, 5 FCC Rcd 3911, n.41 (1990).

In view of the above, your request for rule making, as filed, is unacceptable for consideration. Therefore, we are returning your petition. You may refile your petition, provided your proposal meets all the requirements stated above.

Sincerely,

A handwritten signature in black ink, appearing to read "John A. Karousos", written over the typed name and title.

John A. Karousos
Assistant Chief, Audio Division
Media Bureau

Enclosure

RAY N. YUMUL
P.O. BOX 504447
SAIPAN, MP 96950
(670) 234-4697 Phone
(670) 233-3111 Fax

May 28, 2002

AUDIO DIVISION (MB)
C/O Office Of The Secretary TW B204
FCC
445 12th Street NW
Washington, DC 20554

RECEIVED

JUN 28 2002

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear: Sir **or** Ma'am,

I **am** requesting your good office to open up an allotment for an FM Commercial station. The community of license for which I **am** seeking a frequency allotment is for the island of Saipan in the Commonwealth of the ~~Northern~~ Mariana Islands as **US** Territory. The frequency/channel I wish to apply for is CHANNEL 222 **or** 92.3 Mhz on the FM dial. The reference coordinates proposed for the allotment is at North Latitude 15° 12.310' and East Longitude 145° 43.023' as it reads on GPS.

If this allotment is granted, I wish to express my interest in applying for the channel

I humbly wait for your favorable response.

Truly yours,

Ray Yumul

5/28/02